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I, Melinda M. Morton, declare as follows:

- 1. I am an attorney licensed to practice law before all of the courts of the State of California. I am an associate with the law firm of Bergeson, LLP, counsel of record for Plaintiff Verigy US, Inc. ("Verigy") in the above-captioned action. I have personal knowledge of the facts set forth in this declaration, and, if called to do so, I could and would competently testify thereto.
- 2. I submit this declaration in support of Verigy's Motion for Administrative Relief to Exceed Page Limit for Its Reply and Supplemental Brief in support of its application for preliminary injunction.
- 3. On October 17, 2007, at approximately 3:00 p.m., I telephoned Kevin Pasquinelli and requested that defendants stipulate that plaintiff could file a reply and supplemental brief of up to 25 pages. Mr. Pasquinelli stated that he would get back to me. I followed up with an email on October 18, 2007. Attached hereto as Exhibit A is a true and correct copy of my October 18, 2007 email to Mr. Pasquinelli. As of the time of filing of this declaration, I have not heard back from Mr. Pasquinelli.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this declaration was executed this 18th day of October, 2007 at San Jose, California.

Melinda M. Morton

EXHIBIT A

Mindy Morton

From: Mindy Morton

Sent: Thursday, October 18, 2007 1:44 PM

To: 'Kevin M. Pasquinelli'

Cc: Michelle McManus; John Fowler

Subject: RE: Monitor Request

Kevin,

We plan to file our request for extra pages today. Could you let me know as soon as possible if you are willing to stipulate to our request for 25 pages?

Thanks, Mindy

Mindy M. Morton, Esq. Bergeson, LLP 303 Almaden Blvd. Suite 500

San Jose, CA 95110-2712 Main: 408 291-6200 Direct: 408 291-6203 Fax: 408 297-6000

Email: mmorton@be-law.com

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